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**OFFICIAL FILING BY FACSIMILE
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FACSIMILE #571 273 8300, FOR EXAMINER
TIMOTHY D. COLLINS, TELEPHONE 571 272
6886 ART UNIT 3643; COURTESY COPY TO
EXAMINER COLLINS 571 273 6886**

fax of 13 pages
introduction and transmittal Non-Compliant 2 pages
Response 9 pages

Total fax of 13 pages.

Our Ref. No. P-1542-021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
LINKLATER

Date: March 10, 2006

Serial No. 10/654,854

Group Art Unit: 3643

Filed: September 3, 2002

Examiner: Timothy D. Collins

For: A TWO BARRELED FERRULE
FISHING LURE

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Dear Commissioner:

In response to the communication from the Legal Instruments Examiner of March 2, 2006, please consider the following: 1. The action of March 2, 2006 was not received at this office until March 9, 2006.

The Notice of Non-Compliance is that the Drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 35 CFR 1.121(d). Counsel for applicant appreciated the opportunity to discuss the

Certificate of facsimile filing, Application
No. 10/654,854 on March 15, 2006 by
Floyd E. Ivey in response to Notice of
Non-Compliance of March 2, 2006.

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*verification done
03/16/06*

1 Notice of Non-Compliance with Legal Instruments Examiner Ms. Regina D. Baltimore
2 on Wednesday, March 15, 2006.

3 Your applicant now resubmits the drawings and associated prior filings as
4 follows:

- 5 1. The Notice of Non-Compliant Amendment of 3/2/06 received 3/9/06.
- 6 2. Two Sheets of Drawings, which were submitted originally on June 10, 2004,
7 are now submitted with the note at the top margin "Replacement Sheet Submitted 6/4/04
8 10/645845".
- 9 3. A copy of the paper filed 6/4/04 including this office's cover sheet, the Auto-
10 Reply Facsimile Transmission, the Fax cover sheet from this office of 6/4/04, the Official
11 Filing of June 4, 2004, with the two pages of drawings.

12
13 Respectfully submitted,

14 FLOYD E. IVEY
15 Registration No. 35,552

16 Telephone No. (509) 735-3581

17 *****
18 CERTIFICATE OF TRANSMISSION:

19 The undersigned hereby certifies that this correspondence is being facsimile transmitted
20 to FACSIMILE #571 273 8300 for official filing and to EXAMINER TIMOTHY D.
21 COLLINS, TELEPHONE 571 272 6886 ART UNIT 3643 as a COURTESY COPY TO
22 EXAMINER COLLINS 571 272 6886 on March 15, 2006.

21 Signature

22 Floyd E. Ivey

23
24
25
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27 Certificate of facsimile filing, Application
28 No. 10/654,854 on March 15, 2006 by
Floyd E. Ivey in response to Notice of
Non-Compliance of March 2, 2006.

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MAR - 9 2006

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/654,854	09/03/2003	Darcy Linklater	P-1542-021	5278

7390 03/02/2006

Floyd E. Ivey
Liebler, Ivey, Connor & Berry
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Kennewick, WA 99336

EXAMINER

COLLINS, TIMOTHY D

ART UNIT

PAPER NUMBER

3643

DATE MAILED: 03/02/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

MAR 15 2006

**Notice of Non-Compliant
Amendment (37 CFR 1.121)**

Application No.

10/654854

Applicant(s)

Examiner

Art Unit

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address -

The amendment document filed on 02/17/06 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:☐ 1. Amendments to the specification:

- ☐ A. Amended paragraph(s) do not include markings.
☐ B. New paragraph(s) should not be underlined.
☐ C. Other _____

☐ 2. Abstract:

- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
☐ B. Other _____

☒ 3. Amendments to the drawings:

- ☒ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
☐ C. Other _____

☐ 4. Amendments to the claims:

- ☐ A. A complete listing of all of the claims is not present.
☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
☐ E. Other: _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preoqnotice/officeflyer.pdf>.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

- Applicant is given no new time period if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the entire corrected amendment must be resubmitted within the time period set forth in the final Office action.
- Applicant is given one month, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Regina D. Battagione
 Legal Instruments Examiner (LIE)

571/272/6625
 Telephone No.